

**UNITED STATES DISTRICT COURT
DISTRICT OF CONNECTICUT**

STATE OF CONNECTICUT

:

ss. Hartford, September 3, 2011

County of Hartford:

MASTER AFFIDAVIT

I, Raymond Walczyk, being duly sworn, depose and say:

1. I am a Special Agent with the U.S. Drug Enforcement Administration (DEA) and am currently assigned to the New Haven District Office Organized Crime Drug Enforcement Task Force (NHDO). I have been a DEA Special Agent for approximately 12 years. Prior to becoming a Special Agent, I was a Patrol Agent with the United States Border Patrol for approximately four years. During my tenure as a Patrol Agent and as a Special Agent, I have participated in numerous criminal investigations, including investigations into suspected narcotics trafficking. I have received training and instruction relative to conducting drug investigations. I have written and executed search warrants, which have resulted in the seizure of illegal drugs and evidence of drug violations. Over the past approximately sixteen years in law enforcement, I have executed seizure warrants which have resulted in the seizure of assets acquired with drug proceeds and assets utilized to facilitate drug activities. I have participated in numerous investigations involving individuals suspected of distributing illegal drugs, purchased illegal drugs, while acting in an undercover capacity, from targets of state and federal drug investigations, coordinated controlled purchases of illegal drugs utilizing confidential sources, cooperating witnesses and undercover police officers, written, obtained and coordinated the execution of search and arrest warrants pertaining to individuals involved in the distribution of illegal drugs, conducted electronic as well as physical surveillance of individuals involved in illegal drug distribution, analyzed records documenting the purchase and sale of illegal drugs,

provided testimony in court proceedings, and spoken with informants and subjects, as well as other local, state and Federal law enforcement officers, regarding the manner in which drug distributors obtain, finance, store, manufacture, transport, and distribute their illegal drugs. In addition, I also receive periodic in-service training relative to conducting drug investigations. I have prepared numerous affidavits in support of applications for search warrants, arrest warrants, Federal Title III wiretap authorizations and pen register authorizations. These affidavits and applications have resulted in orders being issued by judges, and have led to the conviction of numerous defendants for violations of narcotics laws. I am an investigator or law enforcement officer of the United States within the meaning of Title 18, United States Code, Section 2510(7), in that I am empowered by law to conduct investigations and to make arrests for federal felony offenses. I am a participating member of the DEA New Haven District Office Organized Crime Drug Enforcement Task Force, which is comprised of personnel from the DEA, the United States Marshal's Service, the New Haven Police Department, West Haven Police Department, Hamden Police Department, Branford Police Department, Meriden Police Department, and Ansonia Police Department.

2. This affidavit is submitted in support of a criminal complaint charging ADRIAN PINZON-GALLARDO, resident of 54 Republic Drive, Bloomfield, Connecticut, with possession with the intent to distribute one kilogram or more of heroin in violation of 21 U.S.C. Sections 841(a)(1) and 841(b)(1)(A). The affidavit is also submitted in support of a criminal complaint charging ARNOLDO AVINA-ROLON with possession with intent to distribute one kilogram or more of heroin in violation of 21 U.S.C. Sections 841(a)(1) and 841(b)(1)(A) and 18 U.S.C. Section 2 (aiding and abetting liability).

3. This affidavit sets forth facts and evidence that are relevant to the requested

criminal complaint, but does not set forth all of the facts and evidence that have been gathered during the course of the investigation of this matter. More specifically, I have set forth only facts that I believe are necessary to establish probable cause for the issuance of criminal complaints for PINZON-GALLARDO and AVINA-ROLON. I have personally participated in this investigation. The statements contained in this affidavit are based, in part, on information provided by other Special Agents and Task Force Officers of the DEA, the content of wire interceptions of phones utilized by PINZON-GALLARDO among others, electronic and physical surveillance, and the training and experience of this affiant.

4. In April, 2011, the DEA New Haven office began a wiretap investigation of an individual located in New Haven, Connecticut. During the course of the wiretap, it was determined that ADRIAN PINZON-GALLARDO was a primary heroin source of supply to the individual located in Connecticut. On August 17, 2011, United States Magistrate Judge Thomas P. Smith granted authorization for a period of 45 days for the installation and monitoring of a tracking device on a Jeep used by PINZON-GALLARDO. On August 26, 2011, Chief United States District Judge Alvin W. Thompson of the United States District Court for the District of Connecticut authorized the interception of wire communications occurring over cellular telephone number (360) 204-2328, Urban Fleet Mobile Identifier (UFMI) 112*849*4906, International Mobile Subscriber Identity (IMSI) 316010158351909, (“**Target Telephone 9**”), subscribed to under the name of Juan Gomes, PO BOX 54988, Irvine, CA 92619, serviced by Sprint, and used by PINZON-GALLARDO.

5. A short time after 10:00 a.m. on September 2, 2011, New Haven Police Department Detective Robert Lawlor, a member of the Statewide Narcotics Task Force, checked the status of the GPS tracking device installed on PINZON-GALLARDO’s vehicle. The device

indicated that PINZON-GALLARDO's vehicle was travelling south on Route 9 in Connecticut and was nearing the intersection with Interstate-95 near Old Saybrook. Law enforcement personnel decided to follow the route of travel of PINZON-GALLARDO's vehicle, with the help of the device, in an attempt to establish surveillance once the vehicle stopped. New Haven DEA personnel, believing that PINZON-GALLARDO could possibly be travelling to Rhode Island, contacted DEA Providence RI Resident Office personnel ("DEA PRO"), who assisted in the surveillance. Earlier in the wiretap investigation, based on intercepts and surveillance, it was believed that PINZON-GALLARDO had a drug connection in Rhode Island.

6. During travel, I learned of an intercepted call which occurred on the previous evening. In Call 297 intercepted over Target Telephone 9 at approximately 10:46 p.m. on September 1, 2011, PINZON-GALLARDO spoke to an unidentified male, later determined through physical surveillance and enforcement activity, coupled with the content of intercepts, to be ARNOLDO AVINA-ROLON, who was utilizing telephone number 626-377-5504. The conversation proceeded as follows:

AVINA-ROLON: Hello!

PINZON-GALLARDO: COUSIN!

AVINA-ROLON: What's up boss?

PINZON-GALLARDO: I'm here putting this thing on again on this shit. I'm going to pick you up really tomorrow.

AVINA-ROLON: Alright man, I'm going to be here.

PINZON-GALLARDO: At around seven.

AVINA-ROLON: alright.

PINZON-GALLARDO: Do me a favor cousin. Call your people from over there...The other guy that you were telling me about. Get in touch with him because they lent this guy the nut

already. If not they want everything to be returned by Saturday. But the nuts have to be put there, if not our stuff is going to go away.

AVINA-ROLON: Alright.

PINZON-GALLARDO: Alright, we'll talk.

Based on my training and experience and that of other case agents, this call led us to believe that these two individuals were speaking in coded language (i.e. "Nut") and that they were possibly going to conduct drug related business with out of town/state individuals (i.e. "Call your people from over there").

7. Subsequently, the tracking device indicated that PINZON-GALLARDO'S Jeep stopped near the intersection of Putnam Street and Atwells Street in Providence, Rhode island. A short time later, DEA PRO personnel were able to establish physical surveillance of PINZON-GALLARDO's Jeep. At approximately 12:05 p.m. on September 2, 2011, DEA New Haven personnel arrived on the scene and joined the surveillance.

8. At approximately 12:15 p.m., surveillance observed PINZON-GALLARDO and AVINO-ROLON exit a bodega, which was also located at the corner of Putnam and Atwells Streets, enter PINZON-GALLARDO'S Jeep, and depart from the area. Surveillance was maintained, with the assistance of the tracker, as the vehicle travelled to a storage facility at 133 Webster Place, Pawtucket, Rhode Island, and pulled into the parking lot. Physical surveillance of the vehicle was again established. Surveillance team members observed PINZON-GALLARDO and AVINA-ROLON enter an open storage unit, later determined to be C4. The door was then slid shut. At approximately 1:04 p.m., surveillance team members observed AVINA-ROLON walk to the Jeep, retrieve a black backpack, and return to the storage unit. At approximately 1:15 p.m., surveillance observed the two enter the Jeep and depart the area. Surveillance was maintained as the vehicle travelled to Boston, MA, where it eventually stopped

on Nay Street (a small dead end street) at 2:52p.m. Based on the training and experience of case agents, it appeared that the storage locker was a stash location for drugs and/or drug proceeds.

9. At approximately 3:29 p.m., surveillance observed the two, PINZON-GALLARDO and AVINA-ROLON, enter the Jeep and travel north on I-93. The vehicle eventually got on I-495 south and circled back to the Massachusetts Turnpike. This appeared to law enforcement to be a surreptitious route of travel back to Connecticut. DEA personnel, with the assistance of Connecticut State Police Statewide Narcotics Task Force Personnel who were participating in the surveillance, coordinated a traffic stop, to be conducted by a marked Connecticut State Police ("CSP") vehicle.

10. At approximately 7:15 p.m., moments after the Jeep crossed into Connecticut, the CSP conducted the traffic stop on I-84 West in Union, CT. AVINA-ROLON was operating the vehicle. Troopers determined that AVINA-ROLON was not in possession of a driver's license, or identification of any kind. A CSP canine unit arrived on the scene. The canine alerted, indicating the presence of drugs. The vehicle was searched. Inside of a black backpack, located on the floor behind the driver's seat, troopers discovered three tan blocks contained within plastic wrap. Two of the blocks had 250 written on them in blue pen, while the third had 210 written in blue pen. These appear to correspond to the weights of each, although each brick appeared to weigh slightly more than the written weight indicated (probably because of the plastic wrap). A field test was later conducted on a portion of the tan substance contained in the brick labeled 210, which tested positive for the presence of heroin. The total weight of the three bricks (excluding the evidence bag in which they are now contained) is 736.7 grams. The vast majority of \$14,000 cash was also found within the black bag.

11. After being read his Miranda rights, as they appear on a DEA-13A, in English, by

TFO Bellizi, and witnessed by SA Walczyk, PINZON-GALLARDO stated that earlier in the day, he transported three kilograms of heroin from Connecticut and placed them within the storage unit at which we observed him in Pawtucket, RI. PINZON-GALLARDO explained that he was becoming concerned about law enforcement attention in Connecticut and he felt that storing his heroin in Rhode Island would be a safe alternative. PINZON-GALLARDO stated that he was allowed access to the unit by an associate about whom he did not wish to speak to authorities. PINZON-GALLARDO was subsequently transported to his residence at 54 Republic Drive, Bloomfield, CT for which he provided written consent to search. PINZON-GALLARDO was then transported to the West Haven Police Department where he is being housed pending his initial appearance in United States District Court for the District of Connecticut.

12. AVINA-ROLON also gave a post-Miranda statement. He indicated that he had a black bag in his possession at the request of PINZON-GALLARDO and that he had taken possession of that bag the prior evening on September 1. AVINA-ROLON said that he had carried this bag into the storage locker from the Jeep on September 2, which was consistent with the observations of the surveillance team members.

13. Following the issuance by the United States District Court for the District of Rhode Island of a federal search warrant for storage unit C4 at the storage facility in Pawtucket, a search of that unit resulted in the seizure of approximately 11 kilograms of suspected heroin and approximately \$35,000 cash. In a black bag inside the storage locker was a bag containing approximately 3 kilograms of heroin. This appeared to be the bag that AVINA-ROLON was seen carrying into the storage locker on September 2, 2011.

14. Based on the aforementioned information, there is probable cause to believe and I do believe that on or about September 2, 2011, PINZON-GALLARDO, knowingly, intentionally and unlawfully possessed with the intent to distribute one kilogram or more of heroin in violation of 21 U.S.C. Sections 841(a)(1) and 841(b)(1)(A) and that AVINA-ROLON also knowingly, intentionally and unlawfully possessed with the intent to distribute one kilogram or more of heroin in violation of 21 U.S.C. Sections 841(a)(1) and 841(b)(1)(A) and 18 U.S.C. Section 2 (aiding and abetting). Therefore, I request that criminal complaints be issued.

/s/

Raymond Walczyk
Special Agent, DEA

Subscribed and Sworn to before me
this ____ day of September, 2011

/s/

The Honorable Donna F. Martinez
United States Magistrate Judge